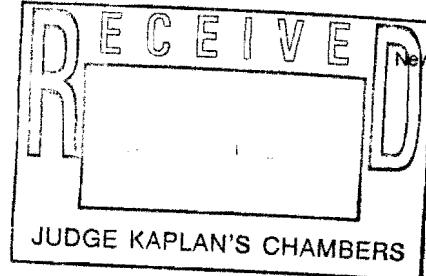




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November 3, 2011

**VIA HAND DELIVERY**

Honorable Lewis A. Kaplan  
United States District Judge  
United States District Court for the Southern District of New York  
United States Courthouse  
500 Pearl Street  
New York, NY 10007

Re: Thomas v. Compass Group and Archcare, 11-cv-02533 (LAK)

Dear Judge Kaplan:

This firm represents defendant Compass Group USA, Inc. ("Compass") in the above-referenced action. On October 21, 2011, Compass filed a motion to enforce the parties' settlement agreement. We write to advise the Court that the parties have agreed to move forward with the original settlement, and therefore that motion is moot. Plaintiff Linda Thomas executed the settlement agreement, and the parties will be filing a Stipulation of Dismissal with the Court as soon as the settlement check is tendered to Ms. Thomas, which we expect to happen within the next few weeks.

Thank you for Your Honor's cooperation throughout this case.

Respectfully submitted,

SEYFARTH SHAW LLP

*Mary E. Ahrens / mca*  
Mary E. Ahrens

cc: Stewart Lee Karlin, Esq. (via US Mail and email)  
Michael Collins, Esq. (via US Mail and email)  
Edward Cerasia, Esq. (via email)

*Motion to enforce  
Settlement Agreement  
denied as moot*  
LEWIS A. KAPLAN, USDC  
11/04/11

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